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*Counsel for Plaintiffs Philip Ricciardi, Ernesto Espinoza,
 and The City of Birmingham Retirement and Relief System*

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

ALLAN J. NICOLOW,

Plaintiff,

v.

HEWLETT-PACKARD COMPANY, et al.

Defendants.

) Case No. 3:12-cv-05980-CRB

) **ADMINISTRATIVE MOTION TO**
) **CONSIDER WHETHER CASES**
) **SHOULD BE RELATED**

) (Civil L.R. 3-12(b) and 7-11)

) Judge: Hon. Charles R. Breyer

) Courtroom: 6, 17th Floor

) Date Action Filed: November 26, 2012

PHILIP RICCIARDI, Derivatively on Behalf
 of HEWLETT-PACKARD COMPANY,

Plaintiff,

v.

MICHAEL R. LYNCH, et al.,

Defendants,

-and-

HEWLETT-PACKARD COMPANY, a
 Delaware corporation,

Nominal Defendant.

) Case No. 3:12-cv-06003-CRB

) Judge: Hon. Charles R. Breyer

) Courtroom: 6, 17th Floor

) Date Action Filed: November 26, 2012

[Caption continued on following page.]

ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED

CASE NO. 3:12-cv-05980-CRB

ERNESTO ESPINOZA, Derivatively on
Behalf of HEWLETT-PACKARD
COMPANY,

Plaintiff,

v.

MICHAEL R. LYNCH, et al.,

Defendants,

-and-

HEWLETT-PACKARD COMPANY, a
Delaware corporation,

Nominal Defendant.

Case No. 3:12-cv-06025-CRB

Judge: Hon. Charles R. Breyer

Courtroom: 6, 17th Floor

Date Action Filed: November 27, 2012

DAVID POKOIK,

Plaintiff,

v.

HEWLETT-PACKARD COMPANY, et al.

Defendants.

Case No. 3:12-cv-06074-CRB

Judge: Hon. Charles R. Breyer

Courtroom: 6, 17th Floor

Date Action Filed: November 30, 2012

ANDREA BASCHERI and JIM CHUNG,
derivatively on behalf of HEWLETT-
PACKARD COMPANY,

Plaintiffs,

v.

LÉO APOTHEKER, et al. ,

Defendants,

-and-

HEWLETT-PACKARD COMPANY,

Nominal Defendant.

Case No. 3:12-cv-06091-CRB

Judge: Hon. Charles R. Breyer

Courtroom: 6, 17th Floor

Date Action Filed: November 30, 2012

[Caption continued on following page.]

MARTIN BERTISCH, derivatively on Behalf
of HEWLETT-PACKARD COMPANY,

Plaintiff,

v.

LÉO APOTHEKER, et al.,

Defendants,

-and-

HEWLETT-PACKARD COMPANY, a
Delaware corporation,

Nominal Defendant.

Case No. 3:12-cv-06123-CRB

Judge: Hon. Charles R. Breyer

Courtroom: 6, 17th Floor

Date Action Filed: December 3, 2012

THE CITY OF BIRMINGHAM
RETIREMENT AND RELIEF SYSTEM,
Derivatively and on Behalf of HEWLETT
PACKARD COMPANY,

Plaintiff,

v.

LÉO APOTHEKER, et al.,

Defendants,

-and-

HEWLETT-PACKARD COMPANY, a
Delaware corporation,

Nominal Defendant.

Case No. 3:12-cv-06416-CRB

Judge: Hon. Charles R. Breyer

Courtroom: Courtroom: 6, 17th Floor

Date Action Filed: December 18, 2012

JOSEPH TOLA, Derivatively on Behalf of
HEWLETT-PACKARD COMPANY,

Plaintiff,

v.

MICHAEL R. LYNCH, et al.,

Defendants,

-and-

HEWLETT-PACKARD COMPANY, a
Delaware corporation,

Nominal Defendant.

Case No. 3:12-cv-06423-CRB

Judge: Hon. Charles R. Breyer

Courtroom: 6, 17th Floor

Date Action Filed: December 18, 2012

[Caption continued on following page.]

1 STANLEY MORRICAL,

2 Plaintiff,

3 v.

4 MARGARET C. WHITMAN, et al.,

5 Defendants,

6 -and-

7 HEWLETT-PACKARD COMPANY,

8 Nominal Defendant.

) Case No. 3:12-cv-06434-CRB

9 PAUL NEUMAN,

10 Plaintiff,

11 v.

12 HEWLETT-PACKARD COMPANY, et al.

13 Defendants.

) Judge: Hon. Charles R. Breyer

) Courtroom: 6, 17th Floor

) Date Action Filed: December 19, 2012

) Case No. 5:13-cv-00284-EJD

) Judge: Hon. Edward J. Davila

) Courtroom: 4, 5th Floor

) Date Action Filed: January 18, 2013

14 SENTA WEISSMAN, Derivatively on behalf
15 of HEWLETT-PACKARD COMPANY,

16 Plaintiff,

17 v.

18 LÉO APOTHEKER, et al.,

19 Defendants,

20 -and-

21 HEWLETT-PACKARD COMPANY,

22 Nominal Defendant.

) Judge: Hon. Elizabeth D. Laporte

) Courtroom: E, 15th Floor

) Date Action Filed: February 7, 2013

Pursuant to Civil Local Rule 3-12, plaintiffs Philip Ricciardi, Ernesto Espinoza, and The City of Birmingham Retirement and Relief System, derivatively on behalf of Hewlett Packard Company, plaintiffs in *Ricciardi v. Lynch, et al.*, Case No. 3:12-cv-06003-CRB, *Espinoza v. Lynch, et al.*, Case No. 3:12-cv-06025-CRB, and *The City of Birmingham Ret. & Relief Sys. v. Apotheker, et al.*, Case No. 3:12-cv-06416-CRB, respectively, hereby give notice by this motion that the derivative action filed by plaintiff Senta Weissman in this Court on February 7, 2013, captioned *Weissman v. Apotheker, et al.*, Case No. 3:13-cv-0557-EDL ("*Weissman Action*"), is related to the above-captioned shareholder derivative and securities actions (collectively, the "Related Actions").¹

Pursuant to Civil L.R. 3-12(a), the *Weissman Action* is related to the Related Actions. The *Weissman Action* and the Related Actions involve some of the same individual defendants, involve substantially the same transactions and events, and arise from similar underlying facts. Thus, there will be an unduly burdensome duplication of labor and/or expenses if these cases are conducted before different judges. Assignment of a single judge is likely to conserve judicial resources and promote an efficient determination of the actions.

Dated: February 11, 2013

ROBBINS ARROYO LLP
BRIAN J. ROBBINS
FELIPE J. ARROYO
SHANE P. SANDERS
KEVIN S. KIM

/s/Shane P. Sanders

SHANE P. SANDERS

¹ On January 3, 2013, the Court issued an order relating the above-captioned derivative and securities actions and reassigning each to the Honorable Charles R. Breyer [Case No. 3:12-cv-05980-CRB, Dkt. No. 18], with the exception of the securities action captioned *Neuman v. Hewlett-Packard Co., et al.*, Case No. 5:13-cv-00284-EJD, which was filed on January 18, 2013, and plaintiff voluntarily dismissed on February 11, 2013.

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*Counsel for Plaintiffs Philip Ricciardi, Ernesto
Espinoza, and The City of Birmingham
Retirement and Relief System*

837192

CERTIFICATE OF SERVICE

I hereby certify that on February 11, 2013, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List for the first-filed action Case No. 3:12-cv-05980-CRB, and I hereby certify that I caused to be e-mailed the foregoing document to the e-mail addresses denoted on the additional attached Electronic Mail Notice Lists for each of the apparently related cases. I further hereby certify that I have mailed the foregoing document via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice Lists.

/s/ Shane P. Sanders

SHANE P. SANDERS

Mailing Information for a Case 3:12-cv-05980-CRB

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)

Mailing Information for a Case 3:12-cv-06003-CRB

Electronic Mail Notice List

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- **Daniel Lawrence Baxter**
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- **Daniel H. Bookin**
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Mailing Information for a Case 3:12-cv-06025-CRB

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Mailing Information for a Case 3:12-cv-06074-CRB

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Mailing Information for a Case 3:12-cv-06091-CRB

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Mailing Information for a Case 3:12-cv-06123-CRB

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Mailing Information for a Case 3:12-cv-06416-CRB

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Mailing Information for a Case 3:12-cv-06423-CRB

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Mailing Information for a Case 3:12-cv-06434-CRB

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Mailing Information for a Case 5:13-cv-00284-EJD

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Mailing Information for a Case 3:13-cv-00557-EDL

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